

Union Calendar No. 227

109TH CONGRESS
2^D SESSION

H. R. 3462

[Report No. 109–418]

To provide for the conveyance of the Bureau of Land Management parcels known as the White Acre and Gambel Oak properties and related real property to Park City, Utah, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 27, 2005

Mr. BISHOP of Utah introduced the following bill; which was referred to the Committee on Resources

APRIL 25, 2006

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on July 27, 2005]

A BILL

To provide for the conveyance of the Bureau of Land Management parcels known as the White Acre and Gambel Oak properties and related real property to Park City, Utah, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SEC. 1. CONVEYANCE OF LAND BY THE BUREAU OF LAND**
2 **MANAGEMENT TO PARK CITY, UTAH.**

3 (a) *LAND TRANSFER.*—Subject to the conditions set
4 forth in subsections (b) and (c), and notwithstanding the
5 planning requirements of sections 202 and 203 of the Fed-
6 eral Land Policy and Management Act of 1976 (43 U.S.C.
7 1712, 1713), the Secretary of the Interior shall convey with-
8 in 180 days of enactment of this Act, to Park City, Utah,
9 all right, title, and interest of the United States in and to
10 two parcels of real property located in Park City, Utah,
11 that are currently under the management jurisdiction of the
12 Bureau of Land Management and designated as parcel 8
13 (commonly known as the White Acre parcel) and parcel 16
14 (commonly known as the Gambel Oak parcel). The convey-
15 ance shall be subject to all valid existing rights.

16 (b) *DEED RESTRICTION.*—The conveyance of the lands
17 under subsection (a) shall be made by a deed or deeds con-
18 taining a restriction requiring that the lands be maintained
19 as open space and used solely for public recreation purposes
20 or other purposes consistent with their maintenance as open
21 space. This restriction shall not be interpreted to prohibit
22 the construction or maintenance of recreational facilities,
23 utilities, or other structures that are consistent with the
24 maintenance of the lands as open space or its use for public
25 recreation purposes.

1 (c) *CONSIDERATION.*—*In consideration for the transfer*
2 *of the land under subsection (a), Park City shall pay to*
3 *the Secretary of the Interior an amount consistent with con-*
4 *veyances to governmental entities for recreational purposes*
5 *under the Act of June 14, 1926 (commonly known as the*
6 *Recreation and Public Purposes Act; 43 USC 869 et seq.).*

7 **SEC. 2. SALE OF LANDS AT AUCTION.**

8 (a) *SALE OF LAND.*—*Notwithstanding the planning*
9 *provisions of sections 202 and 203 of the Federal Land Pol-*
10 *icy and Management Act of 1976 (43 U.S.C. 1712, 1713),*
11 *the Secretary of the Interior shall, in accordance with that*
12 *Act and other applicable law, and subject to valid existing*
13 *rights, offer for sale within 180 days of enactment of this*
14 *Act, any right, title or interest in and to two parcels of*
15 *real property located in Park City, Utah, that are currently*
16 *under the management jurisdiction of the Bureau of Land*
17 *Management and are designated as parcels 17 and 18 in*
18 *the Park City, Utah, area.*

19 (b) *METHOD OF SALE.*—*The sale of land under sub-*
20 *section (a) shall be consistent with subsections (d) and (f)*
21 *of section 203 of the Federal Land Policy and Management*
22 *Act of 1976 (43 U.S.C. 1713) through a competitive bidding*
23 *process and for not less than fair market value.*

1 **SEC. 3. DISPOSITION OF LAND SALES PROCEEDS.**

2 (a) *IN GENERAL.*—All proceeds derived from the sale
3 of the lands described in this Act shall be deposited in a
4 special account in the treasury of the United States and
5 shall be available without further appropriation to the Sec-
6 retary of the Interior until expended for—

7 (1) *the reimbursement of costs incurred by the*
8 *Bureau of Land Management in implementing the*
9 *provisions of this Act, including surveys, appraisals,*
10 *and compliance with applicable Federal laws; and*

11 (2) *environmental restoration projects on Bureau*
12 *of Land Management administered public lands with-*
13 *in the Salt Lake City Field Office of the Bureau of*
14 *Land Management.*

15 (b) *INVESTMENT OF SPECIAL ACCOUNT.*—Any
16 amounts deposited in the special account shall earn interest
17 in an amount determined by the Secretary of the Treasury
18 on the basis of the current average market yield on out-
19 standing marketable obligations of the United States of
20 comparable maturities, and may be expended according to
21 the provisions of this section.

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